

ORDINANCE NO. 2018-4270

**AN ORDINANCE PROVIDING FOR MODIFIED, INCREASED AND NEW FEES AND CHARGES FOR CERTAIN USES AND SERVICES PROVIDED BY THE FOLLOWING DEPARTMENT: BUILDING PERMITS AND INSPECTIONS BEING CODE ENFORCEMENT DIVISION AND FIRE DEPARTMENT BEING FIRE PREVENTION DIVISION; PROVIDING FOR PUBLICATION; PROVIDING FOR A WAIVER OF THREE SEPARATE READINGS; CONTAINING A REPEALER CLAUSE; PROVIDING FOR SEVERABILITY AND CODIFICATION; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER THEREOF.**

**WHEREAS**, the City Manager' s Office conducted a review and study of the City's current fees and charges, and submitted proposed revisions and adjustments to the same, and

**WHEREAS** , the Edinburg City Council deems it proper and necessary to increase certain fees and charges that have remained unchanged for a significant period of time and do not reflect the underlying operational , maintenance and other related costs to the City,

**NOW THEREFORE, BE IT ORDAINED BY THE EDINBURG CITY COUNCIL OF THE CITY OF EDINBURG, TEXAS, THAT:**

**SECTION I:** Chapter 93 Fire Protection and Prevention shall be amended to include the following fees:

Business Occupancy	\$50.00
Adult Daycare	\$50.00
Child Daycare	\$50.00
Foster Home	\$50.00
Group Home	\$50.00
Hospital	\$100.00
Nursing Home	\$50.00
Healthcare Facility	\$50.00
Food Truck/Trailer	\$50.00
Fuel Tank – Removal/Installation	\$50.00
Fire Alarm Test	\$50.00
Trip Test	\$50.00
Flow Test	\$50.00
Hydrostatic Test (Above/Below Ground)	\$50.00
Fire Alarm Plans – Review	\$100.00
Fire Sprinkler Plans – Review	\$100.00

Burning Permit	\$50.00
Fireworks Permit	\$50.00
Fireworks Standby Fee (minimum 2 hours)	\$45.00 per hour

Re-inspections, re-tests will incur a re-inspection fee equal to original fee.

**SECTION II: Chapter 151 (Building Regulations)**

Subsection 104.5 of Section 104, of Chapter 1 of the INTERNATIONAL BUILDING CODE is hereby amended by the addition of the following to read as follows:

104.5 Schedule of Permit Fees; Bond Amount.

- (a) *Fee schedule, generally.* New Single Family Dwelling & One & Two Family Dwelling up to Four-Plex Construction are determined by the square footage of 15 cents a square foot of living area. The Commercial New/Repair/Remodel/Additions and Residential Addition/Repair/Remodel/Swimming Pool/Mobile Home and any other permit fee not identified in this ordinance shall be determined by the improvement value as set forth in the schedule of permit fees as indicated in Exhibit "A".
- (b) *Reinspection fee.* A minimum re-inspection fee of \$35 shall be charged for all types of permits issued by the City if inspection fails on first inspection.
- (c) *Contractor's surety bond.* A minimum \$10,000 contractor's surety bond payable to the City shall be deposited with the City before any type of permit is issued. Proof by copy of contractor's liability insurance policy exceeding \$100,000 may be submitted in lieu of surety bond.
- (d) *Facility's inspection fee.* All non-residential structures experiencing a change in occupancy shall be inspected by the City prior to being occupied. A facility inspection fee of \$50 shall be charged by the City for inspecting such structures.
- (e) *Non-profit organizations permit fees.* Non-profit organizations shall be charged fifty percent (50%) of the standard fees charged by the City to for-profit organizations. Fees charged to non-profit organizations shall apply to all work performed by employees of non-profit organizations only. Work contracted out by non-profit organizations shall be charged standard permit fees.

**151.061 ELECTRICAL FEE AMENDMENTS.**

The Electrical Code adopted in § 151.060 is amended as follows:

Permit and Inspection fees, is hereby amended as follows:

<b>Minimal permit fee</b> .....	\$15
Temporary service pole permit.....	\$15
Working clearance for commercial building.....	\$40

**Circuit fees:**

Circuits each .....	\$2
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**Service fees:**

Service/Re-do Service.....	\$25
Rewire.....	\$25
Mobile home and recreational vehicle meter service.....	\$25

**151.081 MECHANICAL FEE AMENDMENTS**

The Mechanical Code adopted in 151.081 is amended as follows:

Permit and Inspection fees, is hereby amended as follows:

Base Fee for issuing permit.....	\$30
Heating/AC System per unit/Refrigerant .....	\$15
Plus, per \$1,000 value of installation.....	\$3
Each mobile home heating or air-conditioning unit.....	\$15

**151.101 PLUMBING CODE AMENDMENTS.**

The Plumbing Code adopted in 151.101 fee are amended as follows:

Base Permit Fee.....	\$25
Sewer inspection.....	\$15

**Sewer taps:**

4-inch.....	\$25
6-inch.....	\$50
8-inch and over.....	(based on cost basis)

**Natural and LPG gas system lines:**

1-inch line inspection.....	\$15
1-1/4-inch and over line inspection.....	\$15
Gas Permit.....	\$25
Gas heater/ furnace inspection.....	\$10

**Septic tanks:**

4-inch.....	\$25
6-inch.....	\$50
Mud, cooling and separator tanks.....	\$25
Greasetraps.....	\$25
Water line installation/alteration/repairs.....	\$8
Water heaters, each.....	\$15
Plumbing fixtures, each.....	\$5
Yard sprinkler system (irrigation system).....	\$35
Backflow 1-5.....	\$15
Backflow over 5.....	\$3

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDINBURG, TEXAS, THAT:**

**SECTION I. AUTHORITY OF LAW:** All requirements of the law have been met in the passing of this Ordinance.

**SECTION II. REPEALER CLAUSE:** This Ordinance shall be cumulative of all other ordinances dealing with the same subject and any provision of any ordinance in direct conflict with any provision of this Ordinance is hereby repealed and the provisions of this Ordinance shall supersede any provisions in conflict herewith; all provisions of any other ordinance not in conflict herewith shall remain in full force and effect.

**SECTION III. SAVINGS CLAUSE:** If any section, part, or provision of this Ordinance is declared unconstitutional or invalid, by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council in passing this Ordinance that its parts shall be severable and all other parts of this Ordinance shall be severable and all other parts of this Ordinance shall not be affected thereby and they shall remain in full force and effect.

**SECTION IV. PUBLICATION AND EFFECTIVE DATE:** This Ordinance shall take effect immediately upon its passage and publication according to law.

**SECTION V. CODIFICATION:** That this Ordinance shall not be published in the Code of Ordinances of the City of Edinburg, Texas, as it is not amendatory thereof.

**SECTION VI. WAIVER CLAUSE:** The requirement of three separate readings of this Ordinance is hereby dispensed with by a vote of not less than a majority of all the members of the City Council.

**SECTION VII. AUTHORIZED OFFICIAL:** Within said codes, when reference is made to the duties of certain official named therein, that designated official of the City of Edinburg who has duties corresponding to those of the named official in said code shall be deemed to be

responsible official insofar as enforcing the provisions of said code is concerned.

**READ, CONSIDERED, PASSED AND APPROVED** at a regular meeting of the City Council of the City of Edinburg, Texas, at which a quorum was present and which was held in accordance with V.T.C.A., Government Code, Section 551.041, on the 27<sup>st</sup> day of November, 2018


**CITY OF EDINBURG**

By:   
Richard Molina, Mayor

**ATTEST:**

By:   
Ludivina Leal, City Secretary

**APPROVED AS TO FORM:**

OXFORD AND GONZALEZ  
By:   
Ricardo Gonzalez  
City Attorney



**“Exhibit A”  
Building Permits**

**Commercial New/Additions/Repairs/Remodels  
Residential Repairs/Remodels  
Schedule of Base Permit Fees**

<b>Total Valuation</b>	<b>Fee</b>
\$1,000 and less	\$20.00
\$1,000 to \$50,000	\$20.00 for the first \$1,000.00 plus 4.00 for each additional thousand or fraction thereof, to include \$50,000.00.
\$50,000 to \$100,000	\$216.00 for the first 50,000.00 plus 3.00 for each additional thousand or fraction thereof and including \$100,000.00.
\$100,000 to \$500,000	\$366.00 for the first \$100,000.00 plus \$2.00 for each additional thousand or fraction thereof to and including \$500,000.00.
\$500,000 and up	\$1,166.00 for the first \$500,000.00 plus \$1.00 for each additional thousand or fraction thereof.

Minimum Permit Fee \$20.00

New Residential Building

**Moving Fees:**

For the moving of any building or structure, the fee shall be .....\$125

**Demolition Permit:**

For the demolition of any building or structure, the fee shall be .....\$50.00

**Penalties:**

Where work for which a permit is required by the family of building codes is started or proceeded prior to obtaining a permit, the fee herein specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully comply with the requirements of this code in the execution of the work nor from any other penalties prescribed herein.

**Plan Review Fee:**

A commercial plan review fee of 20% of the overall building permit fee will be assessed during project submittal. This fee is non-refundable and in addition to the commercial building permit fee.

**Expedited Plan Review Fee:**

An expedited plan review fee of 50% of the overall building permit fee will be assessed at the request of the developer/general contractor during project submittal. These fees are in addition to plan review fees and building permit fees.

**Permit Renewal/Permit Take Over Fee:**

Permit renewal fees or permit take over fees will be \$50.00

**Outside City Limit Inspection Fee:**

Any inspection conducted by the City of Edinburg outside its jurisdictional boundaries will result in double the permit fees.